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METROPOLITAN LIFE INSURANCE COMPANY;
ALLSTATE INSURANCE LONG TERM DISABILITY BENEFITS PLAN

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

WILLIAM BAKER,

Plaintiff,

v.

METROPOLITAN LIFE INSURANCE
COMPANY; ALLSTATE INSURANCE
LONG TERM DISABILITY BENEFITS
PLAN; and DOES 1 thru 10 inclusive,

Defendant.

Case No. 2:05-CV-0249 MCE KJM

**STIPULATION AND ORDER
CONTINUING DISPOSITIVE MOTION
CUTOFF DATE**

Pursuant to the Pretrial Scheduling Order in this matter, the dispositive motion cutoff date in the above-entitled matter is June 16, 2006. On May 12, 2006, counsel for Defendants Metropolitan Life Insurance Company and Allstate Insurance Long Term Disability Benefits Plan ("Defendants") contacted the clerk for the above-entitled Court to reserve a hearing date for a motion for summary judgment, and were told the only available hearing date on or before June 16, 2006 was June 5, 2006. The clerk advised counsel for Defendants that Defendants either could file a motion for order shortening time to have the motion heard on June 5, 2006, or obtain opposing counsel's agreement to continue the dispositive motion cutoff date.

1 Hearing dates currently available for this Court include June 5, 2006, June 19, 2006, July
2 17, 2006 and August 7, 2006. Counsel have calendar conflicts on June 19, 2006 and July 17,
3 2006, and therefore request to have dispositive motions heard on August 7, 2006.

4 Given the above, the parties hereby stipulate to request the Court to continue the
5 dispositive motion cutoff date in this matter to August 7, 2006.
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7 **IT IS SO STIPULATED.**

8 DATED: May 15, 2006

LAW OFFICES OF JEFFREY C. METZGER

9
10 By _____
11 Jeffrey C. Metzger
12 Attorneys for Plaintiff
13 WILLIAM BAKER
14

15 DATED: May 15, 2006

SEYFARTH SHAW, LLP

16
17 By _____
18 Alfred L. Sanderson Jr.
19 Attorneys for Defendants
20 METROPOLITAN LIFE INSURANCE
21 COMPANY; ALLSTATE INSURANCE LONG
TERM DISABILITY BENEFITS PLAN

22 **IT IS SO ORDERED.**

23 The last day to hear dispositive motion is continued to August 7, 2006. The current
24 pretrial conference date of August 14, 2006, is continued to October 23, 2006 at 02:30 p.m. The
25 joint pretrial statement is due on or before August 7, 2006.

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1 The bench trial of October 18, 2006 is continued to December 13, 2006 at 09:00 a.m.

2 All other dates on the Pretrial Status (Scheduling) Order shall remain the same.

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4 DATED: May 22, 2006

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6 MORRISON C. ENGLAND, JR.
7 UNITED STATES DISTRICT JUDGE
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